

**AN ORDINANCE**

**05-O-0513**

**BY COUNCILMEMBER MARY NORWOOD**

**AS SUBSTITUTED BY PUBLIC SAFETY AND LEGAL ADMINISTRATION  
COMMITTEE**

**AN ORDINANCE TO AMEND THE PRIVATE PROPERTY VENDING  
ORDINANCE BY CREATING A NEW SECTION 30-1493 WHICH SHALL  
PROVIDE THAT PERSONS WHO SELL FRESH FRUITS AND VEGETABLES  
EXCLUSIVELY, SHALL BE EXEMPT FROM THE ONE YEAR PROHIBITION  
REGARDING VENDING AT THE SAME LOCATION AS CONTAINED IN  
SECTION 30-1485(a) OF THE CODE OF ORDINANCES; TO REPEAL  
CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.**

Whereas, fresh fruits and vegetables are a healthier alternative to “fast foods” and other types of prepared foods; and

Whereas, it is convenient to purchase fresh fruits and vegetables from purveyors who sell such products from open-air markets located on private property; and

Whereas, because of these factors, the City of Atlanta is interested in encouraging the sale of fresh fruits and vegetables from open-air markets located on private property; and

Whereas, exempting purveyors of fresh fruits and vegetables from the one year restriction of the Private Property Vending Ordinance will further the City’s interest in promoting healthier eating habits among its citizens.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF  
ATLANTA, GEORGIA, as follows:**

**Section 1:** The Private Property Vending Ordinance is hereby amended by creating a new Section 30-1493 which shall provide as follows:

**“Persons who sell fresh fruits and vegetables exclusively, shall be exempt from the one year prohibition regarding vending at the same location as contained in Section 30-1485(a).”**

**Section 2:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

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**AN ORDINANCE TO AMEND THE PRIVATE PROPERTY VENDING ORDINANCE BY CREATING A NEW SECTION 30-1492 WHICH SHALL PROVIDE THAT PERSONS WHO SELL FRESH FRUITS AND VEGETABLES EXCLUSIVELY, SHALL BE EXEMPT FROM THE ONE YEAR REQUIREMENT CONTAINED IN SECTION 30-1485(a) OF THE CODE OF ORDINANCES; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.**

Whereas, fresh fruits and vegetables are a healthier alternative to “fast foods” and other types of prepared foods; and

Whereas, it is convenient to purchase fresh fruits and vegetables from purveyors who sell such products from open-air markets located on private property; and

Whereas, because of these factors, the City of Atlanta is interested in encouraging the sale of fresh fruits and vegetables from open-air markets located on private property; and

Whereas, exempting purveyors of fresh fruits and vegetables from the one year restriction of the Private Property Vending Ordinance will further the City’s interest in promoting healthier eating habits among its citizens.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**Section 1:** The Private Property Vending Ordinance is hereby amended by creating a new Section 30-1492 which shall provide as follows:

**“Persons who sell fresh fruits and vegetables exclusively, shall be exempt from the one year requirement contained in Section 30-1485(a).”**

**Section 2:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.